

REMARKS

In the subject Office Action dated August 11, 2006, Claims 1-4 were reviewed. Tthe Examiner has asked that the Applicant make an election between the following two groups of claims:

- I. Claims 1-3, drawn to a device to clean jewelry, classified in class 134, subclass 135.
- II. Claim 4, drawn to a method of cleaning jewelry, classified in class 134, subclass 25.1.

This restriction requirement is respectfully traversed with regard to Group I. The restriction requirement of Group I is accepted with traverse.

As a preliminary matter, Applicant notes that claim 5 was added in an Amendment filed 15 June 2006, which the Applicant assumes to be included in Group II.

In further response to the Restriction Requirement, Applicant has amended claim 1 to further recite that cleaning is performed with a cleaning liquid and that the basket allows entry of the cleaning liquid. Applicant suggests that this obviates the position taken by the Examiner: "In this case the apparatus as claimed can be used to practice another and materially different process, such as one not requiring the basket being exposed to a cleaning liquid." Applicant asserts that the amendment is supported by the originally filed specification and does not introduce new subject matter.

CONCLUSION

In light of the amendments and remarks made herein, it is respectfully submitted that the claims currently pending in the present application are in form for allowance.

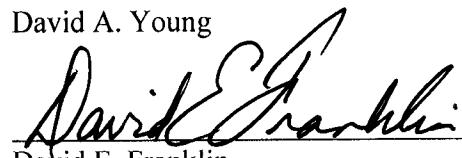
Accordingly, reconsideration of those claims, as amended herein, is earnestly solicited.

Applicant encourages the Examiner to contact his representative, David Franklin at (513) 651-6856 or dfranklin@fbtlaw.com.

No fee is due as the number of claims has not changed after amendment. However, the Commissioner for Patents is hereby authorized to charge any deficiency or credit any overpayment of fees to Frost Brown Todd LLC Deposit Account No. 06-2226.

Respectfully submitted,

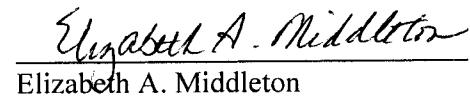
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CERTIFICATE OF MAILING

I hereby certify that a copy of this correspondence is being deposited with the U.S. Patent Office by electronic transmission, addressed to MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 this 11th day of September, 2006.



Elizabeth A. Middleton